

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 4/28/10

MARIA HOLZHAUER, Individually and as
Executrix of the Estate of George Holzhauser,
Deceased

Plaintiff,

-against-

J.C. PENNEY CORPORATION, INC. AND
J.C. PENNEY CORP. INC., D/B/A
J.C. PENNEY

Defendant.

08 Civ. 6076 (KMW) (GAY)

ORDER

KIMBA M. WOOD, U.S.D.J.:

The Court having been advised that the above matter has been settled, it is
ORDERED, that this action is hereby dismissed and discontinued without costs,
and without prejudice to the right to reopen the action within sixty (60) days if the
settlement is not consummated. The Clerk of Court is directed to close this case. Any
pending motions are moot.

SO ORDERED.

Dated: New York, New York
April 27, 2010

Kimba M. Wood
Kimba M. Wood
United States District Judge